

EXHIBIT 6

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[Additional counsel listed on signature page]

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

IN RE: TFT-LCD (FLAT PANEL)
 ANTITRUST LITIGATION

Master File No. M07-1827 SI

MDL No. 1827

This Document Relates to:
 ALL DIRECT PURCHASER ACTIONS

**DECLARATION OF JORDAN ELIAS IN
 SUPPORT OF PLAINTIFFS'
 SUPPLEMENTAL BRIEF IN
 OPPOSITION TO DEFENDANT TATUNG
 COMPANY OF AMERICA, INC.'S
 MOTION TO DISMISS**

Date: February 27, 2009
 Time: 9:00 a.m.
 Courtroom: 10, 19th Floor

Honorable Susan Illston

I, Jordan Elias, declare as follows:

1. I am an associate at Lieff, Cabraser, Heimann & Bernstein, LLP, and a member in good standing of the State Bar of California and the United States District Court for the Northern District of California. I make this declaration based on my own personal knowledge. If called

1 upon to testify, I could and would testify competently to the truth of the matters stated herein.

2 2. Attached as Exhibit A to this declaration is a true and correct copy of a document
3 produced by Tatung Company of America ("Tatung America") in this litigation that begins with
4 Bates No. TUSP0009432 and ends with Bates No. TUSP0009433.

5 3. Attached as Exhibit B to this declaration is a true and correct copy of a document
6 produced by Tatung America in this litigation consisting of Bates No. TUSP0009430.

7 4. Attached as Exhibit C to this declaration is a true and correct copy of a document
8 produced by Tatung America in this litigation that begins with Bates No. TUSP0009352 and ends
9 with Bates No. TUSP0009369.

10 5. Attached as Exhibit D to this declaration is a true and correct copy of a document
11 produced by Tatung America in this litigation that begins with Bates No. TUSP0009379 and ends
12 with Bates No. TUSP0009392.

13 6. Attached as Exhibit E to this declaration is a true and correct copy of excerpts of
14 the court reporter's certified transcript of the deposition of Edward Chen, which occurred on
15 February 13, 2009, in Sherman Oaks, California.

16 7. Attached as Exhibit F to this declaration is a true and correct copy of the Rule 7.1
17 corporate disclosure statement jointly filed by Tatung America and Tatung Taiwan in a patent suit
18 brought by LG. Philips LCD Co., Ltd. against Tatung Taiwan, Tatung America, Chunghwa, and
19 Viewsonic Corporation in the U.S. District Court for the District of Delaware (Case No. 1:05-cv-
20 00292-JJF, at Docket No. 15).

21 8. Attached as Exhibit G to this declaration is a true and correct copy of excerpts of
22 the court reporter's certified transcript of the deposition of Michael Lai, which occurred on
23 February 13, 2009, in Sherman Oaks, California.

24 9. Attached as Exhibit H to this declaration is a true and correct copy of a document
25 produced by Tatung America in this litigation consisting of Bates No. TUSP0026399.

26 10. Attached as Exhibit I to this declaration is a true and correct copy of a document
27 produced by Tatung America in this litigation consisting of Bates No. TUSP0002458.

28 11. Attached as Exhibit J to this declaration is a true and correct copy of a document

1 produced by Tatung America in this litigation that begins with Bates No. TUSP0003678 and ends
2 with Bates No. TUSP0003683.

3 12. Attached as Exhibit K to this declaration is a true and correct copy of two
4 documents produced by Tatung America in this litigation, the first beginning with Bates No.
5 TUSP0024260 and ending with Bates No. TUSP0024275, the second beginning with Bates No.
6 TUSP0024276 and ending with Bates No. TUSP0024293.

7 13. Attached as Exhibit L to this declaration is a true and correct copy of a document
8 produced by Tatung America in this litigation that begins with Bates No. TUSP0025556 and ends
9 with Bates No. TUSP0025557.

10 I declare under penalty of perjury under the laws of the United States that the foregoing is
11 true and correct.

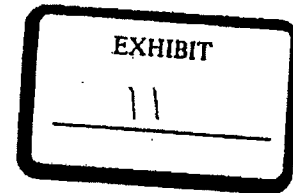
12 Executed this 20th day of February, 2009 at San Francisco, California.

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Jordan Elias

Exhibit A

Fwd: Due Diligence]



Subject: [Fwd: Due Diligence]
 From: edward chen <echen@tatungusa.com>
 Date: Thu, 17 Feb 2005 11:40:24 -0800
 To: Teddy Thamrongvoraporn <sthamron@tatungusa.com>

Dear Teddy,
 Pls incorporate some information in this e-mail as the company background information to the response to Speilo's RFQ. Tks. Edward Chen

Subject: Re: Due Diligence
 From: edward chen <echen@tatungusa.com>
 Date: Mon, 14 Feb 2005 12:39:35 -0800
 To: "Sherwood, Chris" <CSherwood@wmmsgaming.com>

Dear Chris,
 Further to my e-mail reply on last Friday, I would like to add more important information here, so that you can know us better.

Tatung Company of America, Inc. is the subsidiary of Tatung Company based in Taiwan which is one of the largest PC and PC monitor manufacturers based in Taiwan. Currently we are supplying over 2 million sets of PC monitors, most of them are LCD monitors to Hewitt Peckard a year. We also own our own CRT and LCD panel manufacturer, Chungwha Picture Tube (CPT) which will give us an advantage in term of better prices, steady delivery even when there is a LCD panel shortage and new LCD panel's trend information. ~~By the way~~, CPT is one of the top 6 LCD panel manufacturers in the world. Moreover.

Also, Tatung Company of America, Inc. is the headquarter of Gaming Video display monitors for Tatung Group. This will give you all the resources of Tatung Group (a over \$6 Billion company with over 300 engineers in R&D) to support you and at the same time you will have all of our attention to meet your requirement(because you are dealing with us directly) during the course of this project if you choose us to be one of your vendor in this project. We have local R&D and manufacturing/assembly facilities in Long Beach to offer quality products and quick service at the competitive prices to meet your ever-changing requirement.

If you would like to have some trade reference to find out how good we are serving our existing customers in the gaming industry, followings are two for you to call:

- (a) Hector Felician, Director of Manufacturing of Bally Gaming
 Tel: 702-896-7802 e-mail: hfeliciano@bally.com
- (b) Tim Carson, President of Summit Gaming
 Tel: 406-652-3239 e-mail: tim@summitgaming.com

Dear Chris, I hope this additional information will help you in making your decision. And if there is any other information you need to have, pls do not hesitate to call me . Tks. Edward Chen

"Sherwood, Chris" wrote:

Dear Mr. Chen,

I am sorry that I missed your return phone call yesterday. I am sure that we will be able to talk personally very soon. Until then, perhaps you can assist me with some legal formalities.

Fwd: Due Diligence]

As you probably know, the gaming industry is tightly regulated. All companies with which we do, or plan to do business, must be reviewed to assure the gaming regulators that our business partners are not unsavory. This is separate from the NDA, which WMS already has with Tatung.

Here is the information that our Legal Department needs to start the Due Diligence process. If you can provide the information by return e-mail, I can initiate the process through WMS' intranet.

Legal Name of Company
Date and State of incorporation
Public/Private?
Vendor Contact Person
Title
Phone Number
Address

Thanks.

Chris Sherwood
Director of Strategic Sourcing
WMS Gaming, Inc.
800 S. Northpoint Boulevard
Waukegan, IL 60085

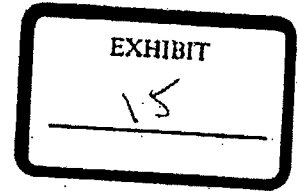
(847) 785-3870
csherwood@wmsgaming.com

Re: Due Diligence.eml

Content-Type: message/rfc822
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Exhibit B

PROPOSAL FOR SPIELO NEW VLT PROJECT



Company's Background

Tatung Company of America, Inc. is the subsidiary of Tatung Company based in Taiwan, which is one of the largest PC, and PC monitor manufacturers based in Taiwan. Currently we are supplying over 2 million sets of PC monitors, most of them are LCD monitors, to Hewitt Packard a year. We also own a CRT and LCD panel manufacturer, Chungwha Picture Tube (CPT) that will give us an advantage in term of better prices, new LCD panel's trend information and a steady delivery even when there is a LCD panel shortage. Moreover, CPT is one of the top 6 LCD panel manufacturers in the world.

Tatung Company of America, Inc. is the headquarter of Gaming Video display monitors for Tatung Group. This enables us to provide our customers with all the resource Tatung group has to offer with more than 6 billion in assets and more than 300 engineers in R&D department. During the course of the project, you will have all of our attention in doing our best to meet your requirements. We have local R&D and manufacturing/assembly facilities in Long Beach, CA to offer quality products and quick services at the competitive prices to meet your ever-changing needs.

If you would like to have ~~some~~^{well} trade reference to find out how good we are serving our existing customers in the gaming industry, followings are two for you to call:

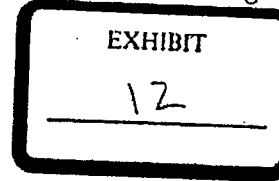
(a) Hector Felician, Director of Manufacturing of Bally Gaming

Tel: 702-896-7802 e-mail: hfeliciano@ally.com

(b) Tim Carson, President of Summit Gaming

Tel: 406-652-3239 e-mail: tim@summitgaming.com

Exhibit C



2nd Revised

Supplier Selection Criteria Response: Commercial & Technical Assessment

Objectives-Monitor

Item	Category	Objectives
2	Procurement	The supplier must provide company profile detailing the number of year's experience in the specific business and contact names of the least three long-term high volume customers with most similar product demand who can be contacted for reference checks.
	Response	<p>Tatung Co. of America, Inc. has been supplying Touch Screen Video Display products to Gaming, POS, Security, Medical and Industrial market sectors for 25 years. Below are our long-term high volume customers.</p> <p><i>Charles Ciccia, Supply Chain Manager 702-584-7826</i></p> <ul style="list-style-type: none"> • Bally Technologies is one of the largest Gaming machine manufacturer in America. We currently supply around 80% of their monitor needs, both CRT and LCD. Below is the contact information. Mr. Hector Feliciano, Sr. Director of Material Management Email: hfeliciano@ballytech.com, Tel: (702) 584-7802 • Pelco is one of the industries leading Solution Providers in Security Industry. We currently supply them both CRT and LCD monitors. Below is the contact information. Mr. Leo Labbe, Vice President Procurement Email: llabbe@pelco.com, Tel: (559) 292-1981 • Blackstone is one of the leading Solution Providers in Hospitality and Retail Technology. We currently supply them all-in-one POS system and Touch Screen LCD monitor. Below is the contact information. Mr. Carlos Rodriquez, Vice President of Operations Email: carlj@blackstoneonline.com, Tel: (305) 639-9590
3	Procurement	What is the expected workflow (sequence of events) for your supply

2518	Australia	02 4284 4055	02 4285 2188	0428620929
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7250	Australia	03 6335 5718	03 6335 5792	0418268272
2643	Australia	02 6026 5324		0427852029
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2830	Australia	02 6883 4877	02 6884 1520	0410368277
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2207	Australia	02 9502 1714		0413396134
3000	Australia	03 9280 1702		
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2440	Australia	02 6566 0268	02 6566 0653	0427660268
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3006	Australia	03 9292 7788	03 9551 5515	0418543169
2133	Australia	02 9797 0449	02 9797 6266	0418974305
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		chain, starting from original manufactures and ending in your customer's venue?
	Response	<p>Below is the workflow of our supply chain, in sequence of events.</p> <ul style="list-style-type: none"> i. Sales receive purchase orders from customers and process them into the system. ii. Production planner plans and confirms back to sales lead-time and ETD of the shipment. iii. Sales notify the customer of ETD. iv. Procurement department acquires the needed components according to MRP systems. v. When parts/components arrive, production line produces the merchandises according to the work order issue by production planner. vi. Sales contacts credit department to release the order, if on hold. vii. If there is an overdue outstanding balance in the customer's account, credit contacts the customer to resolve credit issue. When resolved, credit release the sales order. viii. When production is done, sales notify the customer of shipment and ask for approval/confirmation if needed. ix. Upon confirmation/approval from the customer, sales release the order to traffic department. x. Traffic department arranges a shipment according to customer's request. Shipping documents/information will be forwarded to sales when available. xi. Sales notify the customer of the shipment status and shipping document/information. xii. Merchandises arrive at the customer's sites. <p>In case of customization and/or special requirements, R&D will make 1st sample unit for customer approval. Upon approval, R&D will create a BOM. The followed orders will be produced by production line.</p>
4	Procurement	Describe your policy, giving examples of implementation, in respect of

TUSP0009355



		investment in capital equipment, new technology and training.
	Response	<p>At Tatung Co. of America, Inc., our goal is to provide the right products at the best possible prices. In order to be competitive, we thrive ourselves with knowledge and ability to stay ahead.</p> <p>With access to industry trend information, we arm ourselves with the latest technology, equipments and people. We have the most advanced SMT line and various test equipments to make sure that our products meet every stringent quality and safety, including RoHS. Please refer to <u>attachment "A"</u> for our in-house test equipments.</p> <p>Moreover, we constantly participate in technology & industry seminars to update the market trend and technology. We also have in-house training for engineers, technicians and sales team to make sure everyone in our organization are up to date.</p>
9	Procurement	Do you or any of your affiliated entities have a pecuniary interest (shareholding, whole or part ownership, etc.) in any of your component or service providers?
	Response	<p>We will use ChungHwa Picture Tubes, LTD. (CPT) as our primary supplier. Tatung Group is the largest shareholders of ChungHwa with 36% ownership. x take out sales</p> <p>Our manufacturing facility in China (TCN) is a sister company, which is under the same parent company, Tatung.</p>
14	Procurement/Marketing	The supplier will provide advice on market and technology trends, this data will include manufacturer lines, screen size sales, technology cycles, price trends, new products and applications. This advice is expected on a 6 monthly or more frequent as required basis. Please describe how you company will satisfy this request.
	Response	<p>With our knowledge and expertise, we will provide Aristocrat with industry trend, new/emerging technology and needed information to stay ahead of the competition.</p> <p>We are a member of <i>Wits View</i> and <i>MIC</i>. These Taiwanese based companies provide us with daily/weekly market report. The</p>

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2210	Australia	02 9533 3144	02 9533 3812	
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2582	Australia	02 6226 1042	02 6226 2986	
7301	New Zealand	03 5781 059	03 5781 058	0276327006
7301	New Zealand	03 5781 059	03 5781 058	0276327006
7301	New Zealand	03 5781 059	03 5781 058	0276327006
4152	Australia	07 3343 0888		
4013	Australia	07 3252 0770	07 3252 0971	0408622778
5038	Australia	08 8376 2699	08 8376 2659	0403004059
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2000	Australia	02 9268 3010	02 9261 2506	
1217	Bangladesh	02 9334 081	02 9339 054	880189492378
2031	Australia	02 9399 3005	02 9398 5542	0404174741
2031	Australia	02 9399 3005	02 9398 5542	0404174741



		<p>information in the report includes Display Technology Pricing Trend, Major/Leading Companies' Activities that would affect the industry as whole, etc. We also subscribe to <i>EE Times</i> and <i>Display Search Report</i>, which will also provide us with an in-sight market information.</p> <p>With all these information and our own expertise, we will provide Aristocrat with "Market & Technology Trend Review" on a quarterly basis.</p> <p>For example, there are 2 technology trends, we believe, will become a new industry trend.</p> <ul style="list-style-type: none"> • 16:9 Aspect Ratio of 19" or 20" monitors. This format will replace many 4:3 format display monitors within 1 to 2 years. • LED-Lited LCD Panel is a new emerging technology. These panels produce a better color saturation and provide a better performance. <p>Please refer to <u>attachment "B"</u> for a sample of "Market & Technology Trend Review Report".</p>
16	Procurement	<p>Agreement term. Aristocrat is open to a longer-term supply solution -- with the expectation that this longer-term supply will yield mutual benefits. For example, Aristocrat expects a longer-term agreement will allow the supplier more freedom in engineering support and development work, knowing that the results of such effort can translate into supply during the term of the agreement. Please advice your views on the mutual benefits of a five-year supply agreement. Please address in your response how you would propose that we can both be assure of the competitiveness of your supply during this term.</p>
	Response	<p>Signing long-term contract with Aristocrat will enable us to provide a continuous support in terms of R&D. Not only the agreement will benefit in terms of new product development, but it will also help us lower the cost, which in turn benefit Aristocrat.</p> <p>We will transfer these benefits to Aristocrat thru lower prices, continuity of R&D project and support, more buying power & negotiation power, etc.</p>

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		<p>Moreover, with a long-term contract, we would consider invest in "Production Line Automation" to reduce the cost further. This feature will also increase production efficiency. As a result, the costs will be reduced for both parties.</p> <p>A longer commitment will enable us to invest in a dedicated production line especially for Aristocrat's production. Which in turn, lower the cost and improve efficiency.</p> <p>All of these will benefit both parties tremendously in a long run. We are not looking for a trading partner, but "Strategic Partner".</p>
18	Procurement	<p>How will you protect supply continuity of display configurations given the volatility and changes in the availability of different screens and sizes?</p>
	Response	<p>Due to our large volume of panel requirement through Tatung Group, we've formed good, strong relationship with many panel manufacturers, including LG, CPT, AUO, Chi Mei and Samsung. These manufacturers regularly provide us their product roadmaps. If there were any change in terms of panel supply, we would be notified at least 6 months in advance. As a result, we could transfer this knowledge to Aristocrat to prepare any needed inventory to ensure continue of supply and to plan future adjustment.</p> <p>Moreover, we have a control over metal frame design. When there are any changes in terms panel configuration, we will modified the inside of the frame. So that we can use the same frame without effecting Aristocrat design.</p> <p>Moreover, we have a team of engineers who are specialized in Firmware design to accommodate changes in configuration and screen sizes.</p>
19	Material	<p>Describe your current service model and outline how your company will be able to service faulty products through multiple regions, including turnaround time, fault reports, corrective actions and all supporting documentation.</p>

[illegible]



	<p>Response</p> <p>oakland</p> <p>10 technicians team in CA</p> <p>70K sq service/repair center</p>	<p>Our current turnaround time for service/repair is 3 days. It is our policy to submit a finding report with root-cause analysis and action plan to our customers to ensure open communication and continuous quality improvement. Please refer to <u>attachment "C"</u> for detail, step-by-step procedure.</p> <p>In order to support multiple regions, we will implement a web-based solution for all supporting documentations to reduce delay from time difference. As mentioned earlier, we have offices around the world that would enable us to setup local service center where the demand is high to ensure prompt service/response.</p> <p>In Australia, we have identified several offices/warehouse properties in the Silverwater area, a short distance from Aristocrat in Sydney. We will have a 200-300 m² warehouse/office, which will support service technician (s), driver and warehouse facilities. We will have a 3-day turnaround time for service/repair and will be able to support daily deliveries to Aristocrat</p>
25	Material	<p>Supply continuity is critical to us. Describe how/whether your company manages forecast variations in the control of purchasing and manufacturing schedules?</p>
	Response	<p>We have various tools in managing forecast variations, including MPR, EDI and PSI. We are implementing weekly data review to adjust to any changes in demand level. In case of large quantity variation, we will make immediate adjustment, so that everything reflects the change in real-time stage.</p> <p>To ensure the continuity of supply, we plan to keep 25% safety stock, as required by Aristocrat.</p> <p>Moreover, majority of the critical components used for this project are currently being use in our standard models. We currently are producing around 2,000 units/month. In case of demand surge, we can allocate the needed parts as another mean to ensure a continuity of supply to Aristocrat.</p>

TUSP000936.



27	R&D	Please describe your technical support team and policy & process in place to ensure speedy feedback on technical issues.
	Response	<p>We have a team of engineers covering all aspects of the project, including mechanical, electrical and Touch Screen, to ensure speedy feedback on any technical issues that may arise.</p> <p>We have a ^{dedicated} distributed R&D team in US, Taiwan/China and Australia that operates over several time zones. We will supply direct phone number and email for fast response to technical issues ^{Moreover, in case of urgent} and ^{critical} will be able ^{send} to get an engineer to the Aristocrat US or Australian plant usually on the same-day basis for critical issues. We operate an internal ECO ^{issue,} ^{re re} system and have the master drawing office in the engineering department in Long Beach, CA (US) with remote access from China and Australia.</p> <p>We can conduct briefings and service updates and training from our offices in US, Australia and China as required. We can produce prototypes, using local prototyping facilities in the US, China and Australia. We are able to extend this support to Europe, if required.</p> <p>Please refer to No. 11 for team member contact information.</p> <p>It is our policy to have a written response to enquiries with 24 hours. For US operation, We have a toll-free number dedicated especially to technical support issues.</p>
28	Mfg Engineering	Provide documentation on external quality accreditation. Supply information on the current external auditors utilized by the company, also outline the results of the most recent external company quality audit.
	Response	<p>Tatung Company of America, Inc. is ISO 9001:2000 Certified. The more recent external audit was conducted on February 16 - 17, 2006.</p> <p>The objectives of the audit were</p> <ul style="list-style-type: none"> • To confirm the management stem complies with the applicable elements of the Standard • To confirm the organization complies with its own policies and

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		<p>procedures</p> <ul style="list-style-type: none"> • To confirm the management system is suitable for the organization • To confirm that the management system is suitable and effective and enable the client to achieve its own objectives. <p>One of the positive aspects of the Management System the auditor made notes is that the shipping status of products is being continual improved to provide better on-time delivery to our customers.</p> <p>The results of the Surveillance Audit indicate that the Management System of Tatung Company of America, inc. is suitable and effective and will continue to be recommended for registration to ISO9001:2000. ???</p> <p>Please refer to <u>Appendix III</u> for audit detail.</p> <p>Our China Manufacturing Site also is certified with many International Safety Standard/Credential, including ISO 9000, ISO 14000, UL, TUV, CCEE, CSA and CCC, etc. Please refer to <u>Attachment "D"</u> for copy of certificates.</p>
29	Mfg Engineering	<p>Your company policy and procedure for the provision of warranty on all products to be supplied. Specify the length of the warranty period. Warranty will start on fitting of item to Aristocrat machines.</p>
	Response	<p>Our standard warranty is 1-year parts and labor. However, in order to fully support Aristocrat and provide an added service, we will offer optional 2nd and 3rd year warranty on parts and labor at reasonable additional cost. The cost of 2nd year warranty is \$9.00/unit and \$16/unit for 3rd year. These warranty cost are the same for both Australia and US operations.</p> <p>However, if any of the component manufacturers offer us any longer term of warranty, we will pass those warranties onto Aristocrat at no additional cost.</p>
33	Mfg Engineering	<p>Outline a test strategy with details of current test capabilities to meet ATA requirements, include a proposal for the implementation of any corrective action to meet deficiencies noted.</p>

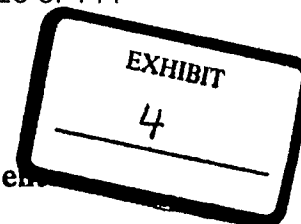
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2560	Australia	02 4625 1408	02 4628 3336	0414574058
2560	Australia	02 4626 2088	02 4628 0059	
2560	Australia	02 4626 2088	02 4628 0059	
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2194	Australia	02 9718 4044	02 9718 1867	0402453800
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	Response	<p>It is our standard practice to put our products to various test to ensure high quality, liability and performance. The tests are implemented in various stages; R&D stage, Design stage and Component approval stage. The tests include, but not limit to</p> <ul style="list-style-type: none"> - Environmental test: Temperature, Humidity, Transportation, Vibration, etc. - Reliability test of all key components - Safety Tests: UL, FCC, TUV, etc. <p>In case any technical issues arise, our R&D team will work on the unit to find the root cause. This will enable us to solve the problem at the cause and prevent any further complication.</p> <p>Please refer to <u>attachment "E"</u> for Detail Test Plan and attachment "A" for picture of in-house test equipments.</p>
34	Mfg Engineering/R&D	Outline current systems and procedures in place that ensure all products conform to Aristocrat's EMC, ESD, Safety Standards.
	Response	<p>As mentioned earlier, we implement various tests to ensure our products meet and exceed our customers' expectation, including safety. It is our standard policy to comply with all laws and regulations required.</p> <p>Please refer to <u>attachment "F"</u> for our ^{Product Design} Product Safety Certification Procedure.</p>

[illegible]

Exhibit D



Supplier Selection Criteria Response: Commercial & Technical Assessment

Objectives-Monitor

Item	Category	Objectives
1	Procurement	<p>Provide a history of your company and evidence of your on-going viability. Please supply your company's financial statement for the past three years. Indicate which banks used to finance projects/cash flow. Indicate insurance company used and accounting/auditing company used</p>
	Response	<p>Tatung Company of America, Inc. (TUS) is part of Tatung Group based in Taipei, Taiwan. It was founded on November 22, 1972. Tatung is one of the largest computer and consumer electronics manufacturers in the world with world-class customers, such as Hewlett Packard, IBM, NEC, Gateway 2000 and Hitachi.</p> <p>Our headquarter office locates at 2850 El Presidio St. Long Beach, CA 90810. We have manufacturing facilities around the world.</p> <p>With more than \$7 billion in sales, 30,000 employees, ISO certified, many R&D and manufacturing facilities around the world, Tatung has the technology, resources and financial strength to provide Aristocrat with the state of the art product with quality and competitive prices and on time delivery and services.</p> <p>Please see financial information in Attachment I.</p>
2	Procurement	<p>The supplier must provide company profile detailing the number of year's experience in the specific business and contact names of the least three long-term high volume customers with most similar product demand who can be contacted for reference checks.</p>
	Response	<p>Tatung Co. of America, Inc. has been in Video Display Market for 25 years with experience and expertise in Gaming Sector as well as Touch Screen Technology Related Product Sector.</p> <p>Below are our long-term high volume customers.</p> <ul style="list-style-type: none">• Bally Technologies: Mr. Hector Feliciano, Sr. Director of Material

Management

Email: hfeliciano@ballytech.com, Tel: (702) 584-7802

- Pelco: Mr. Leo Labbe, Vice President Procurement

Email: llabbe@pelco.com, Tel: (559) 292-1981

- Blackstone: Mr. Carlos Rodriquez, Vice President of Operations

Email: carlj@blackstoneonline.com, Tel: (305) 639-9590

- 3 Procurement What is the expected workflow (sequence of events) for your supply chain, starting from original manufactures and ending in your customers venue.
- Response Please see *Attachment II* for detail.
- 4 Procurement Describe your policy, giving examples of implementation, in respect of investment in capital equipment, new technology and training.
- Response At Tatung Co. of America, Inc., our goal is to provide the best products at the best prices. In order to be competitive, we thrive ourselves with knowledge and ability to stay ahead.
- With access to industry trend information, we arm ourselves with the latest technology, equipments and people. ^{Most advanced} We recently purchased SMT line and various test equipments to make sure that our products meet RoHS standard. ^{meet}
- Moreover, we constantly participate in technology & industry seminars to update the market trend and technology. We also have ~~an~~ in-house training for engineers, technicians and sales team to make sure everyone in our organization are up to date.
- 5 Procurement What percentage of work would this Aristocrat business represent to your company in dollar terms? ^{> 8% of TUS.}
- Response Aristocrat business opportunity will account for 12% of total revenue.
- 6 Procurement Need to complete supplier compliance documentation if successful.
- Response Agree
- 7 Procurement Describe risk management plan. 1. potential problems 2. preventive actions 3. contingency action and what is the maximum period of downtime under your contingency plan? 4. outline insurance of

damage extended to Aristocrat.

Response

1. Potential problems: - Nature disasters

- Shortage of Panels

- Political Situation

- IT system failure.

2. Preventive Actions - Tatung Group has manufacturing facilities in many continents around the world. We will

use other facilities in case the current one

can't perform the function.

- We plan to offer 2 types of panels for approval.

These panels are similar in performance and can be used in change of panel shortage.

- As mentioned, we have many manufacturing facilities. If there is any situation, we could use other locations to continue the supply.

- IT support in case of system failure. We have a remote backup in case our in-house system fails.

This ensures that we will be able to operate continuously without any downtime.

3. Maximum period of downtime: Maximum downtime is 30 days.

8

Procurement

Our preferred payment term is 45 days from the time that we scan the product. Please advice this is acceptable.

Response

The payment term of 45 days from the time the item is scanned is acceptable to us.

9

Procurement

Do you or any of your affiliated entities have a pecuniary interest (shareholding, whole or part ownership, etc.) in any of your component or service providers?

Response

We will use ChungHwa Picture Tubes, LTD. (CPT) as our primary supplier. We have a strong good relationship with CPT, as they are one of our affiliates companies. CPT is one of the world tops 5 LCD panel/ Plasma panel manufacturer.

In the past experiences, CPT has shown the willingness and ability to

4. \$15 mill product liability.

insurance; up to

add to our policy.

as a beneficiary

if successful.

M. Hawley (umbrella).

Tatung.

CPT largest shareholder
of CPT

meet their commitments. Even in shortage of the panel supply, Tatung Company of America, Inc. was able to get the allocation from CPT and preferred pricing.

10

Procurement

Are there any special properties, features or characteristics of your company not defined above that you feel should be described here?

Response

text size

Tatung Company of America, Inc is part of Tatung Group. With sales of more than \$ billion dollars last year, we have manufacturing and office facilities around the world.

We are one of the top manufacturers in Advance Display Technology field with access to high-class R&D facilities and industry trend, such as LED Back-Lighted LCD panel. We were the first supplier of CGA and VGA monitor to IBM with high success when product was introduced to the market.

Not only we can provide various panel sizes used in Video Display market, we are also a manufacturer of Large Format LCD & Plasma TV monitors.

11

Procurement

We will require liaison points in your organization that are fluent in English (spoken and written). Please provide the names and titles of staff you propose for such engineering, production, and procurement liaison.

Response

We set up a dedicate team to support and response to Aristocrat in a timely manner, as well as to ensure that every aspect of the operation is taken care of. Below are our team members.

- Project Manager: Edward Chen, Email: echen@tatungusa.com, ext. 116
- Project Coordinator: Teddy T., Email: sthamron@tatungusa.com, ext. 109 for US Operation, Brian Spilsbury, Email: brains@merddin.com.au for Australia Operation
- Production Manager: Michael Lee, Email: mlee@tatungusa.com, ext. 202
- Electrical Engineer: Bryan Lin, Email: blin@tatungusa.com, ext. 160
- Mechanical Engineer: Peter Farzin: pfarzin@tatungusa.com, ext. 362
- Touch Screen Engineer: Trung Thai, Email: tthai@tatungusa.com, ext. 286
- Quality Assurance/Quality Control Manager: Eric Tseng, Email: etseng@tatungusa.com, ext. 217

- Procurement Manager: Jimmy Yu.

12 Procurement Aristocrat request transparency of costing on quotations if you are successful, do you agree? ~~deleted~~ board.

Response Yes, we will provide detail cost structure in the BOM level, including overhead and profit margin if successful.

13 Procurement/R&D Aristocrat expects the supplier to provide engineering samples for evaluation with any significant change in product specification. The cost of these samples (1-4) will be borne by the supplier. The supplier will also be responsible for ensuring new products meet the required regulatory standards and will be responsible for such testing and certification as may be required in this area.

Response Agree

14 Procurement/Marketing The supplier will provide advice on market and technology trends, this data will include manufacturer lines, screen size sales, technology cycles, price trends, new products and applications. This advice is expected on a 6 monthly or more frequent as required basis. Please describe how you company will satisfy this request.

Response With our knowledge and expertise, we will provide Aristocrat with industry trend, new/emerging technology and needed ~~data~~ to stay ahead of the ~~information~~ ^{information}.

LED -lighted LED panel
better color & performance

We will provide Aristocrat with "Market & Technology Trend Review" on a quarterly basis. eg emerging tech/product trends will become mature

15 Procurement Aristocrat will require the lodgment of supplier IP in escrow as in attached ^{16:9} document – with release to ATA to allow us to manufacture in the event of a ^{20"-22"} disruption to supply continuity. Please comment on your acceptance of the ^{reply} escrow clause in the global VMI supply agreement. ^{4:3}

Response Agree

16 Procurement Agreement term. Aristocrat is open to a longer-term supply solution – with the expectation that this longer-term supply will yield mutual benefits. For example, Aristocrat expects a longer-term agreement will allow the supplier more freedom in engineering support and development work, knowing that the results of such effort can translate into supply during the term of the agreement. Please advice your views on the mutual benefits of a five-year supply agreement. Please address in your response how you would propose

that we can both be assure of the competitiveness of your supply during this term.

Signing long-term contract with Aristocrat will enable us to provide a continuous support in terms of R&D. Not only the agreement will benefit in terms of new product development, but it will also help us lower the cost, which in turn benefit Aristocrat.

We will transfer these benefits to Aristocrat thru lower prices, continuity of R&D project and support, more buying power & negotiation power, etc.

All of these will benefit both parties tremendously in a long run. We are not looking for a trading partner, but "Strategic Partner".

17 Procurement

Aristocrat expects to avail itself of emerging touch technology and requires touch technology for many of its products. Your ability to access and obtain high service levels from these technology providers is important to Aristocrat. Please describe your relationship with touch technology providers, including annual spend and volume.

Response

We have been using both 3M and Elo Touch Technology in many of our product lines. The annual usage is as followed

- 3M Capacitive Touch Technology: 25,000 to 30,000 units/yr, \$4.5 to 5 million/yr in dollar value ^{50,000 60,000}
- Elo Resistive Touch Technology: 25,000 to 30,000 units/yr, \$2.5 to 3 million/yr in dollar value ^{50,000 60,000}
- [REDACTED] 10,000 units; \$ ^{15,000 - 20,000} ^{\$2.2 - 3.0}
- Unitop IR Touch Technology: We started using this new Touch Technology with our recent projects. ^{IR}

18 Procurement

How will you protect supply continuity of display configurations given the volatility and changes in the availability of different screens and sizes?

Response

As mentioned before, we have a closed relationship with ^{all major} panel manufacturer (ChungHwa). We have access to product roadmap. If there were any changes in terms of panel supply, we would be notified at least 6 months in advance. As a result, we could transfer this knowledge to Aristocrat to prepare any needed inventory to ensure continue of supply and to plan any future adjustment.

Moreover, we have a team of engineers who are specialized in Firmware

19 Material

Response

design to accommodate changes in configuration and screen sizes.

Describe your current service model and outline how your company will be able to service faulty products through multiple regions, including turnaround time, fault reports, corrective actions and all supporting documentation.

Our current turnaround time for service/repair is 3 days. We submit a finding report to our customers to ensure open communication. *v. w/ root cause analysis & rectify plan* and *continuity of quality*

In order to support multiple regions, we will implement a web-based solution for all support documentations to reduce delay from time difference. *improve*

20 Material

Response

To make quick turnaround times and a high quality of repairs, we have resources to do repair in house. We request supplier to provide free of charge component and the necessary training to our staff. The warranty repair fee will be charged to the supplier. Please indicate if you agree and what better solutions you have.

For US Operation, we will use our facility in Long Beach, CA as a service base for any faulty products. We will arrange a *delivery every other day* pick-up twice per week. The standard turnaround time is 3 days. *TRK - service agent*

Alignment w/ email
one of the reputable service provider

21 Material

Response

Demonstrate the use and availability of current technology to facilitate the electronic transfer of forecasts and technical data.

Besides using E-Mail/file attachment for communication, we are also adopting several communication standards to collaborate with our suppliers and business partners. We utilize TCP/IP technology to interconnect its LANs/WANs and using AS2 protocol as the primary function for the EDI/XML communication.

We also apply T1 line/frame for special system requirements. We use B2B (business to business) gateway solution from Cyclone to transmit data files to our business partner. This technology provides a secure and scalable network that serves as the foundation for EDI or B2B collaboration. The gateway provides a unified framework that helps us establish relationships with trading partners and transact business, and helps us in-source the fundamentals of transaction delivery and management. The AS2 (Applicability Statement 2) specification of the

20 open for discussion
need to evaluate
quality & cost response.

EDIINT (EDI over the Internet) standard is applied for sending EDI data over the Internet. The AS2 specification references AS1 packaging and security standards, and defines how to use HTTP (hypertext transfer protocol) to transport the EDI data. We also have the capability to transmit EDI data via a value-added network.

Outline systems and procedures are in place that will maximize the reliability of supply for unscheduled products within 10 working days of notice by ALI. We plan to have safety stock in place to support variation in demands. Also, most of the components used in this project are commonly used in many of our current products. In the event of shortage, we will allocate needed inventories to support the flow of demand.

22 Material

reason: 2.1.
in case of high volume. X

Response

23 Material

To maintain visibility of order movement, suppliers need to cooperate with our designated freight forwarder who will strive to provide competitive service and price level.

Response

Agree.

24 Material

Aristocrat operates a VMI program as described in an attached document. The VMI contract specifies consignment payment against consumption. Do you agree to work to the VMI consignment stock mode?

Response

Agree.

25 Material

Supply continuity is critical to us. Describe how/whether your company manages forecast variations in the control of purchasing and manufacturing schedules?

Response

We have various tools in managing forecast variations, including MPR, EDI and PSI. We are implementing weekly data review to adjust to any changes in actual demand level. In case of large quantity variation, we will make immediate adjustment, so that everything reflects the change in real-time stage.

26 Material

Aristocrat intend expanding VMI Operations. Advise how you will be able to support and expansion of VMI from dual hubs (Australia & USA) to multiple VMI hubs globally.

Response

As mentioned before, Tatung Group has many facilities, both manufacturing and logistics around the world. We are able to support Aristocrat's expanding VMI operations. For example, if Aristocrat would expand its operation to Europe, we have logistic facility in Telford, UK.

- 27 R&D Please describe your technical support team and policy & process in place to ensure speedy feedback on technical issues.
- Response We have a team of engineers ^{covering} ~~covering~~ all aspects of the project, including mechanical, electrical and Touch Screen engineers, to ensure speedy feedback on any technical issues that may ^{arise} ~~arose~~. Please refer to No. 11 for team member contact information.
- It is our policy to response to enquiries with 24 hours. We have a toll-free number dedicated especially to technical support issues.
- Moreover, one of our team members, Mr. Brian Spilsbury, is a local personal for Austral Operation to ensure immediate response.
- 28 Mfg Engineering Provide documentation on external quality accreditation. Supply information on the current external auditors utilized by the company, also outline the results of the most recent external company quality audit.
- Response Tatung Company of America, Inc. is ISO 9001:2000 Certified. The ~~more~~ ^{most} recent external audit was ^{on} ~~in~~ February 16 - 17, 2006. The objectives of the audit were ~~conducted~~.
- To confirm the management stem complies with the applicable elements of the Standard
 - To confirm the organization complies with its own policies and procedures
 - To confirm the management system is suitable for the organization
 - To confirm that the management system is suitable and effective and enable the client to achieve its own objectives.
- One of the positive aspects of the Management System the auditor made notes is that the shipping status of products is being continual improved to provide better on-time delivery to our customers.
- The results of the Surveillance Audit indicate that the Management System of Tatung Company of America, inc. is suitable and effective and will continue to by recommended for registration to SI 9001:2000.
- Please refer to *Attachment III* for audit detail.
- 29 Mfg Engineering Your company policy and procedure for the provision of warranty on all products to be supplied. Specify the length of the warranty period. Warranty will start on fitting of item to Aristocrat machines.

- Response** Our standard warrant is 1-year parts and labor. However, in order to fully support Aristocrat and provide an added service, we will offer optional 2nd and 3rd year warranty on parts and labor at reasonable additional cost. However, if any of the component manufacturers offer us any longer term of warranty, we will pass those warranties on to Aristocrat at no cost.
- 30 **Mfg Engineering** Faulty product will be subject to a Non-Conformance Advice procedure. A credit will be applied for the faulty goods and the supplier advised that the faulty goods are available for their pick-up. The goods will be quarantined in a MRB (material review board) near the delivery point and may be inspected at this time. Costs of return, rework etc. are borne by the supplier. Please indicate what turnaround time is offered to replace non-confirming products.
- Response** For US Operation, we will arrange a pick-up of the non-conformance units ~~every other working day~~ *if need be we can increase frequency.* twice a week. The turnaround time is 3 days.
[REDACTED] joint venture.
- 31 **Mfg Engineering/R&D** All material utilized must satisfy RoHS and UL requirements. RoHS & UL certificate of conformity required to be signed by the supplier.
- Response** Agree. *reference IV.*
- 32 **Mfg Engineering** Demonstrate current systems and procedures in place to document and facilitate Engineering changes.
- Response** All our documentation procedures are based on ISO standard, including Engineering changes. Please refer to *Attachment IV* for detail.
- 33 **Mfg Engineering** Outline a test strategy with details of current test capabilities to meet ATA requirements, include a proposal for the implementation of any corrective action to meet deficiencies noted.
- Response** It is our standard practice to put our products to various tests to ensure high quality, liability and performance. The tests are implemented in various stages; R&D stage, Design Stage and Component approval Stage. The tests include, but not limit to
- Environmental test: Temperature, Humidity, Transportation, Vibration, etc.
 - Liability test of all key components
 - Safety Tests: UL, FCC, TUV, etc.
- In case any technical issue arose, our R&D team will work on the unit to find the root cause. This will enable us to solve the problem at the cause and stop

- any further complication.
- 34 Mfg Engineering/R&D Outline current systems and procedures in place that ensure all products conform to Aristocrat's EMC, ESD, Safety Standards.
- Response As mentioned earlier, we implement various tests to ensure our products meet and exceed our customers' expectation, including safety. It is our standard policy to comply with all laws and regulations required. If successful, we will apply for all needed certificates to satisfy Aristocrat's requirements.
- 35 Mfg Engineering Provide detailed information on all sub-contractors use to manufacture products supplied to ATA.
- Response We plan to use mainly 2 of our manufacturing facilities, Tatung China and ~~Tatung-Thailand~~.
Tatung China was found in 1999 with capability of 350,000 monitors per month.
Tatung Thailand was founded in 1900. ~~The factory mainly produces LCD TV and PC monitors. It also capable of producing larger format display monitor as well.~~
- 36 Marketing Supplier should provide the current monitor revenues, companies it supplies to, what does it supply (CRT, LCD, Size, Type of T/Screen) to them.
- Response The total current monitor revenues were \$30.6 million for the year 2005. Below are the lists of our top current customers, based on annual sales.
- Bally Gamins – LCD & CRT, ranging from 14" to 37" w/ Capacitive Type Touch Screen
 - Rosehall Investments – 12.1" LCD monitor w/o Touch Screen
 - Blackstone Calling Card Inc. – 15" LCD w/ Resistive Type Touch Screen
- 37 Marketing Supplier should provide information if it has its research facility or development facility related to the Display, such as the ability to develop Electronic driver/Mechanical Basketries or the T/Screen for the Display (CRT & LCD). *except.*
- Response We have R&D facilities around the world. We will utilize 2 of our main R&D facilities in US and Taiwan. Our engineers can design a firmware for Touch Screen application.
- 38 Marketing Supplier should provide its ability to shorten the Delivery lead time (although we issue a 6-month+ forecast, we would like to reduce our procurement

commitment to two months or less)

Response

reduce to 3-4 mths
negotiable

With our long relationship with our suppliers, we, often time, are able to negotiate a shorter lead time/rush delivery when needed. This procedure is currently being implemented on a regular basis to ensure our competitiveness and to exceed our customers' expectation.

39

Marketing

Supplier should be able to demonstrate/show its relationship with CRT, LCD, T/Screen manufacturer/s in getting access to their R&D and Manufacturing plan/s to assist Aristocrat's forward thinking about our new products. Will the supplier present on a regular basis to Aristocrat its recommendations and technology trend information?

Response

quarter →

As mentioned before, we have a strong relationship with one of the world largest Panel manufacturers; CPT. CPT provides us their product roadmap [REDACTED]. With this information, we are able to identify industry trends, new & emerging technology. As a result, we would pass the information in form of recommendation to Aristocrat to support new product development.

We also have a strong relationship with 3M and ELO as we are one of the key accounts.

We not only have an expertise in Video Gaming Display, but also in PC market as well. For example, the wide-screen monitors are becoming a new trend in PC market. Microsoft already develops software, VISTA, which supports these changes. Soon this trend will become popular in Gaming market as well.

With this knowledge, we will make a recommendation for new product development to look into this trend and use it as based information. We will also source/recommend the proper Touch Screen Technology, Firmware and all the needed technology to complete the project.

40

Marketing/R&D

Supplier should be able to show its expertise and ability in Display systems (LCD, CRT, T/Screen) to cater for Aristocrat's needs for compliance to regulatory requirements, Service reliability, early warning for pending changes to the Display components.

Response

Our R&D team is well aware of all the changes in regulations, not only domestically, but also internationally. Take RoHS for example, once we realized the new regulation will be implemented, we prepare all the needed

paper to make sure our products get certified on a timely manner. So that our flow of product would go smoothly. As a result, our customers do not have to worry about the products they are getting.

41 Warehouse

Response

The supplier shall provide evidence that it has the ability to provide product in bar coded packaging for identification purpose. RF

Currently Tatung has been generating several types of bar code³/ID to fulfillment different business requirements.

For example:

Code 128 - It is a high density, variable length, and continuous alphanumeric zymology. Each code 128 characters consist of six elements (Three bars and three spaces). It is designed for complex encoded product identification. This is also known as a USD-6 barcode.

Code 39 - This bar code is the standard for many industries, and it is one of three hymnologies identified in American National Standards Institute (ANSI) standard. Usually this code is also known as USD-3 code and 3 of 9 codes.

RFID - Radio frequency identification technology dramatically impacts and improves the way manufacturers; distributors and retailers do business and interact with each other. RFID technology replaces printed barcodes with electronic tags that can discretely identify individual items and can be automatically tracked as they move through distribution channels.

42 Warehouse

Response

The "Aristocrat Warehouse Receiving Guideline" describes the procedures and requirements for receipt of good, please indicate if you are able to satisfy the requirements.

Yes, we are able to satisfy the requirements indicated in the "Aristocrat Warehouse Receiving Guideline".

43 Warehouse
Response

Please indicate if container (carton box) package meets OH&S standard.

Yes, the container (carton box) package meets OH&S standard.

44 Warehouse

Describe how you would ensure the effectiveness of product packaging in terms of minimization of damage and environmental impact. Issues to be

Response

addressed are ease of access to parts on Aristocrat's assembly line; protection of parts from damage; recyclable, reusable and stackable packaging.

As part of our R&D process, the engineers would design packing material that would fit with the product and ensure that the material is strong enough to be transported a long distance.

All of our packaging materials are reusable to minimize environmental impacts. Most of them are stackable to save storage space as well as to save shipping space & cost.

Exhibit E

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

Certified Copy

IN RE: TFT-LCD (FLAT PANEL))
ANTITRUST LITIGATION,)
)
Plaintiff,)
)
v.) Case No. M07-1827 SI
) MDL No. 1827
This Document Relates to:)
)
ALL DIRECT PURCHASER ACTIONS,)
)
Defendant.)
_____)

Deposition of EDWARD CHEN, taken on behalf
of Plaintiff, at 15165 Ventura Boulevard, Suite 400,
Sherman Oaks, California, beginning at 9:04 a.m. and
ending at 11:32 a.m., on February 13, 2009, before
GRACE CHUNG, CSR No. 6246, RMR, CRR, CLR.



A P P E A R A N C E S

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For the Plaintiff:

LIEFF, CABRASER, HEIMANN & BERNSTEIN
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BRENDAN GLACKIN, ESQ.
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(415) 95-1000

For the Defendant Tatung Company of America:

BAKER & MCKENZIE
BY: PATRICK J. AHERN, ESQ.
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Chicago, Illinois 60601
(312) 861-3735

For the defendant AU Optronics Corporation of America:

SEDGWICK DETERT MORAN & ARNOLD
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BY: TARA DESAUTELS, ESQ.
50 Fremont Street
San Francisco, California 94105
(415) 983-1000
(Via Phone)

1 MR. AHERN: Object to the form.

2 A. I don't know. I think we buy from Tatung.

3 So where they get their PDP, I don't know.

4 BY MR. ELIAS:

5 Q. Mr. Chen, to which company does Tatung
6 America sell LCD products?

7 A. We have over a couple of hundred customers,
8 so I don't know.

9 Q. Could you tell me the largest one?

10 A. Largest one would be Bally Gaming. And the
11 second one would probably be Pelco.

12 MR. AHERN: Can you spell that?

13 THE WITNESS: P-E-L-C-O.

14 BY MR. ELIAS:

15 Q. Does Tatung America sell LCD products to
16 Hitachi?

17 A. No.

18 Q. Does Tatung America sell LCD products to
19 NEC?

20 A. No.

21 MR. ELIAS: I'm now marking Exhibit 4.

22 This is a multiple-page document. It starts with TUSP
23 9379.

24 (Deposition Exhibit 4 was marked for
25 identification by the reporter and is

1 attached herewith.)

2 MR. ELIAS: Here is a copy for counsel.

3 BY MR. ELIAS:

4 Q. I just want to direct your attention to --
5 oh, strike that.

6 Does this document look familiar to you,
7 Mr. Chen?

8 MR. AHERN: Object to the form.

9 A. Yes.

10 BY MR. ELIAS:

11 Q. What is this document?

12 A. I believe this is response to RFQ from one
13 of our customer, which I believe is Pelco, I believe.
14 It looks like it's Pelco.

15 Q. And does "RFQ" stand for request for
16 quotation?

17 A. For quotation or proposal. RFP or RFQ.

18 Q. Now, on the first page, under item 1
19 "Response," could you just read the first three
20 sentences, please?

21 MR. AHERN: Can I have an objection to
22 this? Is there any foundation that he's actually ever
23 seen this document before or that he had anything to
24 do with writing it, or does he know who the author is?
25 I mean, there is no foundation for this document at

1 this point. And it's got handwriting on it.

2 BY MR. ELIAS:

3 Q. Do you know whose handwriting that is,
4 Mr. Chen?

5 A. It looks like Teddy's handwriting. Teddy's
6 last name, I cannot spell the last name. I think it's
7 T-H-A-M-R-O-N. I cannot spell her last name.

8 Q. Have you seen this document before?

9 A. No, I didn't see -- I have not seen this
10 document in this form.

11 Q. Is it your regular practice to review the
12 request for quotation?

13 A. Yes.

14 Q. Now, can you please read the first three
15 sentences under item 1 response?

16 A. Which one?

17 MR. AHERN: Objection to form.

18 A. Which one? You mean the response?

19 BY MR. ELIAS:

20 Q. Yeah, the first three sentences, please.

21 A. "Tatung Company of America, Inc. (TUS) is
22 part of Tatung Group based in Taipei, Taiwan. It was
23 founded on November 22, 1972. Tatung is one of the
24 largest computer and consumer electronics..."

25 Q. Keep going. You are in the middle of the

1 sentence.

2 A. You want me to read whole or --

3 MR. AHERN: I think he heard you to mean
4 the first three lines, but finish that sentence.

5 A. Okay. "...consumer electronics
6 manufacturers in the world with world-class customers,
7 such as Hewlett Packard, IBM, NEC, Gateway 2000 and
8 Hitachi."

9 BY MR. ELIAS:

10 Q. So is it true then, that Tatung America
11 does sell to both Hitachi and NEC?

12 A. No, here, we are talking about Tatung
13 headquarter in Taiwan.

14 Q. What about Apple? Does Tatung sell LCDs to
15 Apple?

16 A. I believe, yes. Was. Was selling to, yes.

17 Q. At one time --

18 A. Yes.

19 Q. -- Tatung sold LCDs to Apple?

20 A. Yeah, I do recall that, but it was from
21 Tatung headquarter.

22 Q. The LCDs sold to Apple were Tatung
23 headquarters?

24 A. Correct.

25 Q. Has Tatung America ever sold LCDs to

1 Compaq?

2 A. No.

3 Q. What about to Packard Bell?

4 A. I don't know because I'm never involved in
5 that. But at the time, if I am correct, it should be
6 all handled by Tatung headquarters.

7 MR. AHERN: The question is: Does Tatung
8 America sell LCD products to these companies?

9 A. No. The answer is no, if I'm correct.

10 MR. AHERN: Does Tatung -- did Tatung
11 America ever sell any LCD products to Apple?

12 THE WITNESS: No.

13 MR. ELIAS: Now, I will mark Exhibit 5. I
14 will give a copy for you, Counsel.

15 (Deposition Exhibit 5 was marked for
16 identification by the reporter and is
17 attached herewith.)

18 BY MR. ELIAS:

19 Q. Please take a look at this document.

20 Does this document look familiar to you?

21 A. Yes.

22 Q. So you've seen this document before?

23 A. Yes.

24 Q. What is this document?

25 A. This is our sales pitch to Compaq, a new

1 customer or potential customer.

2 Q. If you turn to where the page number on the
3 bottom says 24290.

4 A. Yes.

5 Q. Now, there it says, "Major Customer List,
6 Compaq, Hewlett Packard, Packard Bell/NEC, IBM and
7 Apple Computers." Are these customers to which Tatung
8 America sells LCD products?

9 A. No.

10 MR. AHERN: Objection. Asked and answered.

11 A. No.

12 BY MR. ELIAS:

13 Q. Are these customers to whom Tatung America
14 sells LCD panels?

15 A. No.

16 Q. Why are these companies listed as major
17 customers?

18 A. That's represents for Tatung headquarter
19 customers. And those -- under there is Tatung America
20 customers, these underneath there.

21 Q. This presentation, the title of it is
22 "Tatung Company of America and Diebold Incorporated, a
23 Win/Win Partnership"; correct?

24 A. Yes.

25 MR. AHERN: Actually, I think this is two

1 sentence.

2 A. You want me to read whole or --

3 MR. AHERN: I think he heard you to mean
4 the first three lines, but finish that sentence.

5 A. Okay. "...consumer electronics
6 manufacturers in the world with world-class customers,
7 such as Hewlett Packard, IBM, NEC, Gateway 2000 and
8 Hitachi."

9 BY MR. ELIAS:

10 Q. So is it true then, that Tatung America
11 does sell to both Hitachi and NEC?

12 A. No, here, we are talking about Tatung
13 headquarter in Taiwan.

14 Q. What about Apple? Does Tatung sell LCDs to
15 Apple?

16 A. I believe, yes. Was. Was selling to, yes.

17 Q. At one time --

18 A. Yes.

19 Q. -- Tatung sold LCDs to Apple?

20 A. Yeah, I do recall that, but it was from
21 Tatung headquarter.

22 Q. The LCDs sold to Apple were Tatung
23 headquarters?

24 A. Correct.

25 Q. Has Tatung America ever sold LCDs to

1 Compaq?

2 A. No.

3 Q. What about to Packard Bell?

4 A. I don't know because I'm never involved in
5 that. But at the time, if I am correct, it should be
6 all handled by Tatung headquarters.

7 MR. AHERN: The question is: Does Tatung
8 America sell LCD products to these companies?

9 A. No. The answer is no, if I'm correct.

10 MR. AHERN: Does Tatung -- did Tatung
11 America ever sell any LCD products to Apple?

12 THE WITNESS: No.

13 MR. ELIAS: Now, I will mark Exhibit 5. I
14 will give a copy for you, Counsel.

15 (Deposition Exhibit 5 was marked for
16 identification by the reporter and is
17 attached herewith.)

18 BY MR. ELIAS:

19 Q. Please take a look at this document.

20 Does this document look familiar to you?

21 A. Yes.

22 Q. So you've seen this document before?

23 A. Yes.

24 Q. What is this document?

25 A. This is our sales pitch to Compaq, a new

1 customer or potential customer.

2 Q. If you turn to where the page number on the
3 bottom says 24290.

4 A. Yes.

5 Q. Now, there it says, "Major Customer List,
6 Compaq, Hewlett Packard, Packard Bell/NEC, IBM and
7 Apple Computers." Are these customers to which Tatung
8 America sells LCD products?

9 A. No.

10 MR. AHERN: Objection. Asked and answered.

11 A. No.

12 BY MR. ELIAS:

13 Q. Are these customers to whom Tatung America
14 sells LCD panels?

15 A. No.

16 Q. Why are these companies listed as major
17 customers?

18 A. That's represents for Tatung headquarter
19 customers. And those -- under there is Tatung America
20 customers, these underneath there.

21 Q. This presentation, the title of it is
22 "Tatung Company of America and Diebold Incorporated, a
23 Win/Win Partnership"; correct?

24 A. Yes.

25 MR. AHERN: Actually, I think this is two

1 presentations.

2 A. This is -- yeah.

3 MR. ELIAS: You are right. Thank you,

4 Counsel.

5 BY MR. ELIAS:

6 Q. If you look on page 24276, the page we
7 looked at is part of the presentation entitled "Tatung
8 Company of America, Inc., and CMS Computers, Ltd., a
9 Win/Win Partnership."

10 Was this a sales pitch created by Tatung
11 Company of America?

12 A. Yes.

13 Q. And on the customer list, you have listed
14 major customers of Tatung Taiwan?

15 A. Correct.

16 Q. Why didn't you list the major customers of
17 Tatung America?

18 A. I do. The bottom part is our customer.
19 From here is Tatung U.S. customer.

20 MR. ELIAS: The witness is indicating that
21 on page 24290, where it says "Casino/Amusement Gaming
22 Customers," from that portion of the document down,
23 those are the customers of Tatung America.

24 BY MR. ELIAS:

25 Q. Is that correct?

1 A. Yes.

2 Q. So just to be clear, on the sales pitch
3 that was created for Tatung America to get business,
4 it listed major customers of Tatung Taiwan?

5 A. Correct.

6 Q. Does Tatung America consider Tatung Taiwan
7 customers to be its customers?

8 A. Could you repeat your question?

9 Q. Yes. The customers of Tatung America, does
10 Tatung America consider those customers -- sorry.
11 Misstated it.

12 The customers of Tatung Taiwan, does Tatung
13 America also considered those customers to be its
14 customers?

15 A. No.

16 Q. But they are listed as major customers in a
17 presentation made by Tatung America; right?

18 A. Yes.

19 Q. Now, to follow up on this line of
20 questions, with respect to these LCD products that are
21 sold to various entities or other companies, when
22 those products are brought to market, what's the brand
23 on the product?

24 A. We can have an OEM brand like Pelco. We
25 use them for Pelco. For certain market like POS

1 10:18 a.m.)

2 BY MR. ELIAS:

3 Q. We are back on the record. Mr. Chen,
4 previously you testified about the companies from whom
5 Tatung America purchases LCD panels. I just wanted to
6 follow up by asking you if you know approximately what
7 percentage of Tatung America's panels it gets from
8 each of those different companies. Can you help me
9 with that?

10 A. I think I do not have that information with
11 me. I believe we already provided that specific
12 information to you or to them before. So you should
13 have that information. I do not prepare that
14 information to answer you.

15 Q. Well, I haven't seen that information, but
16 you testified that Tatung America gets panels from LG,
17 CPT, AUO, Chi Mei, Samsung, and Sharp; correct?

18 A. Yes.

19 Q. Would you know which of those companies
20 supplies the greatest number of your panels?

21 A. I think what I can tell you is that from my
22 memory, I probably can for last year. For example,
23 last year, probably we are using probably about 60
24 percent from LG, 20 percent -- 10 to 20 percent from
25 Chi Mei, and there may be 10 percent from Sharp. And

1 CPT, probably about 5 to 10 percent. That's what I
2 can tell you from last year. But if you are asking
3 for many years ago, we'll try.

4 Q. That's fine. So it sounds like LG is your
5 dominant provider of panels?

6 A. Correct, at the moment.

7 Q. Does Tatung America manufacture LCD panels?

8 A. No, we do not.

9 Q. Does Tatung America have its own factory?

10 MR. AHERN: For what?

11 MR. ELIAS: For manufacturing LCD panels.

12 A. No, we do not.

13 BY MR. ELIAS:

14 Q. I would like you to take a look at number 5
15 there. This was the one with the two PowerPoints.

16 A. Yes.

17 Q. If you turn to 24273, Bates number,
18 Mr. Chen, could you just read the bullet point after
19 "Consistent Quality"?

20 MR. AHERN: Object to the form.

21 A. Sure. "Tatung is an integrated supplier.
22 We manufacture most of the key components ourselves,
23 including the CRT, so we can guarantee the consistent
24 quality of our product."

25 BY MR. ELIAS:

1 Q. Okay. What is CRT?

2 A. That's the color tube.

3 Q. Cathode ray tube?

4 A. Yes.

5 MR. ELIAS: I'm now going to mark Exhibit

6 8. Please take a look at that. Here's a copy for

7 counsel.

8 (Deposition Exhibit 8 was marked for

9 identification by the reporter and is

10 attached herewith.)

11 BY MR. ELIAS:

12 Q. I would like to direct your attention to

13 the second-to-the-last page of this. It's Bates

14 number 3682. What is this document, Mr. Chen?

15 MR. AHERN: The whole thing? Because you

16 just referred to a particular page.

17 BY MR. ELIAS:

18 Q. Is this document one document?

19 A. I think so, yes.

20 Q. What is it?

21 A. It's our product brochure.

22 Q. What's it used for?

23 A. It's used for new potential customer, to

24 show what product we are offering.

25 Q. Is this a brochure that you have reviewed?

1 A. Yes.

2 Q. All right. Let's look at page 3682. I
3 believe the "Consistent Quality" on the right side is
4 identical to what you just read. Is that right?

5 A. Yes.

6 MR. AHERN: Object to the form. The
7 previous one just -- you mean in the other document,
8 you mean? That referred to CRT.

9 MR. ELIAS: Let's take a quick look.

10 BY MR. ELIAS:

11 Q. Number 24273 refers to including the CRT,
12 but otherwise these two statements are identical under
13 "Consistent Quality." Is that right?

14 MR. AHERN: Object to the form.

15 A. Yes.

16 BY MR. ELIAS:

17 Q. I would like to direct your attention to
18 the left side.

19 Can you read the middle sentence of that
20 paragraph, "Tatung is the only..."?

21 MR. AHERN: Objection to form.

22 A. "Tatung is the only video monitor
23 manufacturer with its own CRT and LCD panel factory
24 which allows us to offer our customer quality monitors
25 at very competitive prices and with shorter

1 lead-time."

2 BY MR. ELIAS:

3 Q. What's the basis for the statement that
4 Tatung has its own manufacturing factory?

5 A. I think here, what I tried to do here, I'm
6 using the Tatung headquarter, because Tatung
7 headquarter owns the portion of the CPT. So I used
8 that -- I tried to create kind of a quality image.
9 Basically, it's a sales pitch.

10 Q. What is the "panel factory" referred to
11 here?

12 A. CPT.

13 Q. The statement says that Tatung has its own
14 LCD panel factory; correct?

15 A. It should be referred to CPT.

16 Q. However, it doesn't say "CPT" in the
17 statement, does it?

18 MR. AHERN: Object to the form.

19 A. Yes, here I didn't mention CPT, but what I
20 tried to tell is CPT.

21 BY MR. ELIAS:

22 Q. Do you consider the CPT panel factory to be
23 your panel factory?

24 A. No. I think here what I try to tell you is
25 that it's Taipei Tatung headquarter, and Tatung

1 headquarter owned a portion of the CPT, and that's the
2 statement I tried to tell.

3 Q. So let me make sure that I have this
4 straight. The statement says that Tatung is the only
5 video monitor manufacturer with its own CRT and LCD
6 panel factory. Tatung Taiwan owns CPT. The panel
7 factory you are referring to is the CPT panel factory;
8 is that right?

9 A. Correct.

10 MR. AHERN: Object to the form.

11 BY MR. ELIAS:

12 Q. If you don't consider CPT panel factory to
13 be your factory, why does the statement refer to the
14 CPT panel factory as your own?

15 MR. AHERN: Objection. Asked and answered.

16 A. I tell you this is a sales pitch.

17 BY MR. ELIAS:

18 Q. What does that mean?

19 A. That means that I tried to provide some
20 information to my potential customer. I think Tatung
21 group, Tatung headquarter, does own the CPT, and CPT
22 is the LCD panel manufacturer.

23 Q. What does it mean to you to be an
24 integrated supplier?

25 MR. AHERN: Object to the form.

1 BY MR. ELIAS:

2 Q. The question is pending.

3 A. Would you repeat your question again?

4 Q. When you say the Tatung is an integrated
5 supplier, what exactly does that mean?

6 MR. AHERN: Object to the form. You
7 haven't established that he wrote the document when
8 you phrased the question as saying, "what does it mean
9 to you?" You haven't established who wrote the
10 document.

11 A. I think when we say "integrate," means we
12 buy the raw material in this case, LCD panel, and then
13 we convert it, and they become monitor. So that's an
14 integration. We add all the electronic parts, cable,
15 and make it an industrial monitor. So that we treat
16 it as -- we call it as integrated manufacturer. We
17 integrate with our own component and then make -- the
18 final product become a different format of the product
19 in here, convert from LCD panel into LCD monitor.

20 BY MR. ELIAS:

21 Q. Could you turn back to the PowerPoint?

22 MR. AHERN: You mean Exhibit Number 5?

23 MR. ELIAS: Correct, Exhibit 5.

24 BY MR. ELIAS:

25 Q. On page 24266 on this exhibit, do you see

1 at the bottom where it says "well-established
2 integration"?

3 A. Uh-huh.

4 Q. What does that mean to you?

5 MR. AHERN: Object to the form.

6 A. I think here, I tried to tell them we are a
7 one-stop solution for them. They can come to us to
8 buy a complete open-frame monitor solution.

9 Q. In what way is Tatung a vertically
10 integrated supplier?

11 A. We -- like A/D board, we can offer them the
12 -- we can -- basically, we can supply them as a
13 complete unit, as a complete open-frame industrial
14 monitor. And so all the components, we are able to
15 get it or manufacture by ourselves. Basically, that's
16 what we try to tell our customer. We are one-stop
17 solution for them as far as monitor is concerned, yes.

18 Q. So Tatung America essentially fills the
19 role of a distributor for Tatung Taiwan?

20 A. No, no. We manufacture.

21 MR. AHERN: Object to form.

22 A. Integration here, integration as you
23 integrate raw material into a final finished product.
24 That's the integration.

25 BY MR. ELIAS:

1 Q. What about the vertical part of it?

2 A. The vertical part, you can -- vertical
3 market, we have gaming market, POS market, security
4 market.

5 Q. I thought the vertical part referred to the
6 companies that are providing you with raw materials.
7 Is that not so?

8 MR. AHERN: Object to the form.

9 A. No. I think I told you we buy panel from
10 many company. And, also, even our A/D board, we have
11 many source of supplier, so we are not stayed with
12 just single supplier. So probably maybe you read
13 this, I think, differently from me. I'm trying to say
14 for its vertical market, we can provide monitor
15 solution for that.

16 MR. AHERN: Just so we are clear on this,
17 this refers to CRT here.

18 BY MR. ELIAS:

19 Q. You just testified that "well-established
20 vertical integration" also applies to your LCD
21 portion; right?

22 MR. AHERN: Object to the form.

23 A. I think so, both, to both.

24 BY MR. ELIAS:

25 Q. Very well. Now, when we were looking at

1 Does "PO" stand for purchase order?

2 A. Yes.

3 Q. Does this e-mail that you wrote show that
4 the price increases on LCD panels drove up the prices
5 on LCD products, too?

6 MR. AHERN: Object to the form.

7 A. Of course. When the panel is the key
8 component of the LCD monitor, yes, the increase will
9 be reflected, yes.

10 BY MR. ELIAS:

11 Q. So when the price increases on the LCD
12 panel, the price also increases on the LCD product
13 that you sell to customers in the United States?

14 MR. AHERN: Object to the form.

15 A. Correct, yes. And probably, just for your
16 information, for these -- for this particular project,
17 the vendor is KTC, not Tatung, and the address is
18 China company, the company in China, KTC, yeah.

19 Q. Thank you.

20 A. And I really don't know what panel they are
21 using.

22 Q. That's fine. How would you describe the
23 corporate affiliation between Tatung America and
24 ChungHwa?

25 MR. AHERN: Object to the form.

1 A. I don't see any direct association here.

2 But what I know is that Tatung headquarter own certain
3 percentage of CPT, and Tatung headquarter also own 50
4 percent of Tatung America.

5 BY MR. ELIAS:

6 Q. Do you consider ChungHwa a company that has
7 a corporate affiliation with Tatung America?

8 MR. AHERN: Object to the form.

9 A. No.

10 BY MR. ELIAS:

11 Q. Is there a corporate affiliation between
12 Tatung America and Tatung Taiwan?

13 MR. AHERN: Object to the form.

14 A. I think, as I told you, I know Tatung
15 Taiwan own 50 percent of our ownership here of Tatung
16 America.

17 BY MR. ELIAS:

18 Q. So there is a corporate affiliation?

19 MR. AHERN: Object to the form.

20 A. I don't know your definition, but that's
21 what I know. We have some association through the
22 ownership.

23 BY MR. ELIAS:

24 Q. Do you consider Tatung America a subsidiary
25 of Tatung Taiwan?

1 MR. AHERN: Object to the form.

2 A. As I told you, they own 50 percent of our
3 ownership.

4 BY MR. ELIAS:

5 Q. Do you recall ever referring to Tatung
6 America as a subsidiary of Tatung Taiwan?

7 A. I cannot recall.

8 MR. ELIAS: I'm going to mark the next
9 exhibit Exhibit 11.

10 (Deposition Exhibit 11 was marked for
11 identification by the reporter and is
12 attached herewith.)

13 BY MR. ELIAS:

14 Q. Please take a look. Here is a copy for
15 you, Counsel. The Bates number on this is 9432. This
16 is an e-mail exchange -- well, let's just focus on the
17 central e-mail on the first page here. This is an
18 e-mail that you wrote to Chris Sherwood on February
19 14th, 2005; correct?

20 A. Yes.

21 Q. Who is Chris Sherwood?

22 A. He is the director of WMS Gaming.

23 Q. And could you do me a favor and read the
24 second paragraph of your e-mail?

25 A. Yes. "Tatung company of America, Inc., is

1 the subsidiary of Tatung Company based in Taiwan,
2 which is one of the largest PC and PC monitor
3 manufacturer based in Taiwan. Currently we are
4 supplying over 2 million sets of PC monitors, most of
5 them are LCD monitors to Hewitt Packard a year. We
6 also own our own CRT and LCD panel manufacturer,
7 ChungHwa Picture Tube, which will give us advantage in
8 terms of better prices, steady delivery even when
9 there is an LCD panel shortage and new LCD panel's
10 trend information. By the way, CPT is one of the top
11 six LCD panel manufacturers in the world."

12 Q. So in this document, do you refer to Tatung
13 Company of America as the, quote, subsidiary of Tatung
14 company based in Taiwan, correct?

15 A. Yes.

16 Q. And you also state that, quote, We also own
17 our own CRT and LCD panel manufacturer, ChungHwa
18 Picture Tube; correct?

19 A. Here, "we," I refer to Tatung headquarter.

20 MR. ELIAS: I'm now marking Exhibit 12.

21 This is a document that starts with Bates number 9352.

22 (Deposition Exhibit 12 was marked for
23 identification by the reporter and is
24 attached herewith.)

25 BY MR. ELIAS:

1 Q. So this is a strange document, the way it
2 was produced in this litigation. Every other page is
3 a bunch of records, and then there's text on every
4 other page. I don't know why that happened.

5 But does this document look familiar to
6 you, Mr. Chen?

7 MR. AHERN: Object to the form.

8 A. I think I saw it before, yes.

9 BY MR. ELIAS:

10 Q. What is this document?

11 A. This is also the response to RFQ or RFP
12 from one of our potential customer, although it
13 doesn't identify the name of the company.

14 Q. If you turn to page 9356.

15 Do you know whose handwriting that is on
16 this page?

17 A. It looks like it's Teddy's.

18 Q. And the last name again?

19 A. T-H-A-M-R-O-N, and then there's another 28
20 characters, so I just call her "Teddy."

21 Q. Fair enough. Under number 9, do you see
22 where it says "Response"?

23 A. Okay.

24 Q. And could you read the paragraph to the
25 right, or both paragraphs there in that box?

1 MR. AHERN: Object to the form.

2 A. "We will use ChungHwa Picture Tube (CPT) as
3 our primary supplier. Tatung Group is the largest
4 shareholders of ChungHwa with 36 percent ownership.
5 Our manufacturing facility in China (TCN) is a sister
6 company, which is under the same parent company,
7 Tatung."

8 Q. Do you consider ChungHwa to be a sister
9 company of Tatung America?

10 MR. AHERN: Object to the form.

11 A. No. I think I didn't say that here.

12 BY MR. ELIAS:

13 Q. I realize that the reference here is to the
14 factory in China.

15 A. Right.

16 Q. So you don't consider ChungHwa to be a
17 sister company --

18 A. No.

19 Q. Please let me finish the question for the
20 benefit of the court reporter.

21 But you did say that it was -- there was a
22 corporate association between Tatung America and
23 ChungHwa through Tatung Taiwan; right?

24 MR. AHERN: Object to the form.

25 A. What I say is that Tatung Company in Taiwan

1 owns 33 percent of the ChungHwa Picture Tube. That's
2 basically what I say here.

3 BY MR. ELIAS:

4 Q. And when you say that your manufacturing
5 company is under the same parent company Tatung, that
6 implies, does it not, that the parent company of
7 Tatung America is also Tatung; correct?

8 MR. AHERN: Object to the form.

9 A. Yeah, I know Tatung Taiwan own 50 percent
10 of Tatung U.S. And I think with the ownership, you
11 will say it's parent company or whatever. I think
12 that's up to you to interpret it.

13 BY MR. ELIAS:

14 Q. But here it's called "parent company";
15 right?

16 MR. AHERN: Object to the form.

17 A. Yes.

18 BY MR. ELIAS:

19 Q. How would you describe the corporate
20 affiliation between Tatung Taiwan and ChungHwa?

21 A. I already stated here.

22 MR. AHERN: Objection to the form.

23 A. Clearly, Tatung Taiwan owns 36 percent of
24 the CPT at that time.

25 MR. ELIAS: Now I will mark Exhibit 13.

1 we will likely provide one set free in case something
2 happen. But if go beyond this 1 percent, then we need
3 to buy. Or it's really major defective, then we will
4 talk to them, hey, you have academic problem for this
5 one, and you need to supply us more of the replacement
6 for free. So it's kind of a different case we are
7 dealing with, yes.

8 Q. Focusing on your customer, though, would
9 you provide them the replacement panel for free?

10 A. Yes, within -- normally, we offer them one
11 year's warranty, parts and labor. So within one year,
12 anything happens to the panel, we will automatically
13 replace it, repair it free of charge.

14 Q. After that one year, though, they would
15 have to pay?

16 A. We will charge them, yes.

17 Q. These replacement panels, some of them came
18 from CPT?

19 A. Yes.

20 Q. Did some of them come from Tatung in
21 Taiwan?

22 A. No. They come from panel manufacturer,
23 such LG, Chi Mei, or AUO, and so on.

24 Q. Mr. Chen, who has the final authority over
25 Tatung America's big corporate decisions, like

1 mean the CPT factory?

2 A. Depend on what we are referring to. Either
3 monitor, LCD monitor, then sometimes I need to talk to
4 Tatung's factory, like TCN. They manufacture for
5 Tatung headquarter for the monitors they sent to us.
6 Then I will call TCN and say, hey, this shipment was
7 to come out last month. And why didn't it go out, and
8 now I'm very short of the product to my customer.

9 Q. So the factories you would speak with are
10 either the TCN one in China that makes LCD products or
11 the CPT factory that makes LCD panels; is that right?

12 MR. AHERN: Object to the form.

13 A. Yes.

14 BY MR. ELIAS:

15 Q. For Tatung headquarters itself, do you
16 occasionally speak to people there?

17 A. No.

18 Q. Who is the CEO of Tatung America?

19 A. I believe now we don't have it because our
20 chairman/CEO was the -- pass away last year.

21 Q. Sorry to hear that.

22 A. And then currently, Andrew Sun is our
23 president. So he assumed that position, I believe,
24 because we didn't appoint a new CEO yet.

25 Q. Who is the old CEO who just passed away?

1 A. It's Lun Kuan Lin.

2 Q. How do you spell the last name?

3 A. L-U-N- -- yeah, L-U-N, K-U-A-N, Lin.

4 Q. L-I-N?

5 A. Yes.

6 Q. And Mr. Lin?

7 A. Yeah, Mrs. Lin, yeah.

8 Q. Mrs. Lin, was she related to Frank Lin?

9 A. Who is Frank Lin? I don't know. Who is
10 Frank Lin?

11 Q. It's my understanding that Frank Lin was
12 the chairman of Tatung headquarters. Is that not
13 correct?

14 A. I don't know.

15 Q. You don't know who Frank Lin is?

16 A. Yeah, I don't know. Normally, we call in
17 Chinese name. We didn't call Frank Lin; we just in
18 Chinese name.

19 Q. Let me ask a question this way. Mrs. Lin,
20 was she related to anybody else in the upper
21 management of Tatung Group?

22 A. You mean in what way?

23 Q. Family relationship.

24 A. I believe, yes.

25 Q. What was the relationship?

1 A. What I understand is, Mrs. Lin, Lun Kuan
2 Lin, is the daughter of our late chairman, T.S. Lin,
3 in Taiwan.

4 Q. Who is the chairman now of Tatung Taiwan?

5 A. I believe it's W.S. Lin. So it's -- when
6 you say Frank Lin, I don't know who is Frank Lin.

7 Q. Right. I think it may have been that Frank
8 Lin was the head of ChungHwa.

9 A. Oh, I don't know that. Now it's W.S. Lin
10 is the chairman of Tatung headquarters.

11 Q. And W.S. Lin, is that person also related
12 to the former chairman, T.S. Lin?

13 A. Yes, that's his son.

14 Q. I see. So W.S. Lin and Mrs. Lin, the
15 former chairman of -- chairperson of Tatung America
16 are both the children of -- strike that.

17 T.S. Lin, the former chairman of Tatung
18 Taiwan, his children, W.S. Lin and Mrs. Lin, the
19 former chairman of Tatung America, those are his
20 children?

21 A. Correct.

22 Q. Thank you.

23 Is Tatung America a distributor of LCD
24 products for Tatung Taiwan?

25 MR. AHERN: Objection to the form.

1 business together with these entities?

2 MR. AHERN: Object to the form.

3 A. I think I probably -- I would like to state
4 this way to answer your question. I think like now,
5 as I told you, probably we buy less than 5 percent, or
6 even less, of our current monitor from Tatung
7 headquarter because their price is not competitive.
8 And it used to be we buy maybe over 50 percent from
9 them. And now it's almost less than 5 percent. I
10 need to verify the number.

11 BY MR. ELIAS:

12 Q. As far as LCD panels, you previously
13 testified that about 60 percent of your supply comes
14 from LG?

15 A. Now, yes.

16 Q. I forgot. What percentage comes from CPT?

17 A. Less than 5 to 10 percent.

18 Q. Did that use to be larger?

19 A. Oh, yes, it used to be much larger, 40, 50
20 percent. And they are not competitive or my customers
21 don't like their panel performance, and I need to
22 switch. Now it's down because I need to do that in
23 order to stay in business.

24 Q. What would you say is the highest
25 percentage in any given year since '96? What's the

1 highest percentage during that time that you regularly
2 got your LCD panels from ChungHwa?

3 A. That has been a long year. I really cannot
4 recall and give you a number. I don't want to guess
5 because I don't have that information with me.

6 Q. But you said that it was as high as 50
7 percent?

8 A. Yes.

9 Q. Might it have been higher than 50 percent
10 at any moment?

11 MR. AHERN: Object to the form.

12 A. Maybe, maybe not. I don't know. As I told
13 you, I don't have that information with me. So --

14 BY MR. ELIAS:

15 Q. Just approximately, can you say what years
16 the span of time it was that there was that 40 and
17 50 -- 40 to 50 percent figure?

18 MR. AHERN: Object to the form.

19 A. I think it shall be in the earlier in the
20 year when the LCD panel was available. But that
21 probably will be year 2000 to 2002, that period of
22 time. And you've got to be aware that also CPT is one
23 of the first LCD manufacturer in Taiwan, because at
24 that time there is no Chi Mei, there is no AUO, only
25 CPT for about a year or two. So that, also, you need

1 to take that into consideration, because CPT is one of
2 the pioneer of LCD panels in Taiwan. Of course, LG,
3 Samsung, Sharp, they already has that, but as far as
4 Taiwan is concerned, CPT is the pioneer one.

5 BY MR. ELIAS:

6 Q. All right. So it's your testimony that
7 your general recollection is that between 2000 and
8 2002, Tatung Company of America received up to 50
9 percent of its LCD panels from ChungHwa Picture Tubes?

10 MR. AHERN: Object to the form.

11 A. I think that may be true, yeah. I don't
12 have the number to verify for you one way or the
13 other.

14 BY MR. ELIAS:

15 Q. But that seems right?

16 MR. AHERN: Object to the form.

17 A. Yes.

18 BY MR. ELIAS:

19 Q. To your knowledge, has Tatung America ever
20 sued Tatung Taiwan?

21 A. I don't know.

22 Q. You don't remember that happening?

23 A. I cannot recall.

24 Q. And you have worked at the company for how
25 long?

1 A. For probably about 20 -- 24.

2 Q. In the 24 years you've worked at Tatung
3 America, you don't remember Tatung America ever having
4 sued Tatung Taiwan?

5 A. No, I cannot recall, or I'm not aware of
6 it.

7 Q. And, to your knowledge, has Tatung America
8 ever sued ChungHwa?

9 A. I don't know. I cannot recall.

10 Q. Mr. Chen, I think we are just about done.

11 I just want to ask you some wrap-up questions.

12 Are you taking any medication or drugs of
13 any kind that might make it difficult for you to
14 understand or answer the questions I've asked today?

15 A. No.

16 Q. And have you had any alcohol to drink the
17 last eight hours?

18 A. No.

19 Q. And, Mr. Chen, are there any answers to my
20 questions that you wish to change before we conclude
21 your deposition?

22 A. No.

23 MR. AHERN: Object to the form.

24 A. No.

25 BY MR. ELIAS:

Exhibit F

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LG. PHILIPS LCD CO., LTD.,

Plaintiff,

v.

TATUNG COMPANY;
TATUNG COMPANY OF AMERICA, INC.;
CHUNGHWA PICTURE TUBES, LTD.;
AND VIEWSONIC CORPORATION,

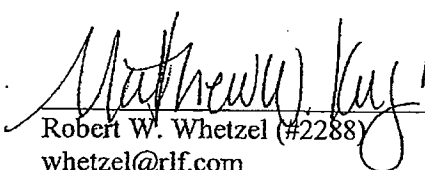
Defendants.

C. A. No. 05-292 (JJF)

DEMAND FOR JURY TRIAL

**TATUNG COMPANY AND TATUNG COMPANY OF AMERICA'S RULE 7.1(a)
DISCLOSURE STATEMENT**

Pursuant to Federal Rule of Civil Procedure 7.1(a), Tatung Company and Tatung Company of America, Inc. (collectively, "Tatung") state the following: (i) Tatung has no parent company; and (ii) no publicly held corporation owns 10% or more of Tatung. Tatung reserves the right to supplement this statement, if necessary, pursuant to Rule 7.1(b).


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Dated: September 2, 2005

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

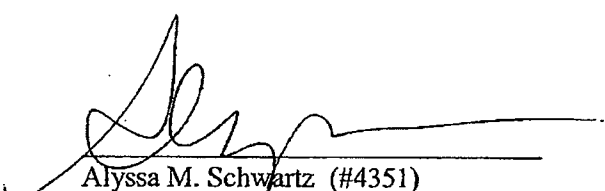
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 2, 2005, I electronically filed the foregoing document with the Clerk of Court using CM/ECF which will send notification of such filing, and hand delivered to the following:

Richard D. Kirk
Morris James Hitchens & Williams LLP
222 Delaware Avenue, Suite 900
Wilmington, DE 19899

I hereby certify that on September 2, 2005, I sent the foregoing document by Federal Express, next business day delivery, to the following non-registered participants:

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